

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE  
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

PETER J. SMITH, )  
                    )  
Plaintiff,        )  
                    )  
v.                 )       CIVIL ACTION NO.  
                    )       2:23cv191-MHT  
                    )       (WO)  
ADRIAN, both as an )  
individual and as an )  
employee of Circle K Inc., )  
                    )  
Defendant.        )

JUDGMENT

In accordance with the memorandum opinion entered today, it is the ORDER, JUDGMENT, and DECREE of the court as follows:

(1) The United States Magistrate Judge's recommendation (Doc. 10) is adopted.

(2) This lawsuit is dismissed without prejudice for failure to prosecute.

NO costs are taxed.

The clerk of the court is DIRECTED to enter this document on the civil docket as a final judgment

pursuant to Rule 58 of the Federal Rules of Civil Procedure.

This case is closed.

DONE, this the 31st day of July, 2023.

/s/ Myron H. Thompson  
UNITED STATES DISTRICT JUDGE